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8 Attorney for Defendant
9 CHALONER SAINTILLUS

10 IN THE UNITED STATES DISTRICT COURT FOR THE
11 EASTERN DISTRICT OF CALIFORNIA

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UNITED STATES OF AMERICA,	}	No. 2:20-CR-213-KJM
Plaintiff,	}	MOTION TO WITHDRAW GUILTY
v.	}	PLEAS, REQUEST TO SET BRIEFING
CHALONER SAINTILLUS,	}	SCHEDULE, AND REQUEST FOR
Defendant.	}	MOTION HEARING
	}	Date: August 28, 2023
	}	Time: 9:30 a.m.
	}	
	}	
	}	

MOTION

The defendant requests the Court to allow him to withdraw his guilty pleas and proceed to trial in this case. A defendant may withdraw a plea of guilty before sentencing if he can show a fair and just reason for requesting the withdrawal. Fed. R. Crim. P. 11(d)(2)(B). The defendant submits that the fair and just reasons justifying his request are as follows:

- (1) He entered his guilty pleas out of duress and coercion, as he was not allowed to enter “no contest” pleas.

1 (2) He was not allowed to proceed in pro se. He also states that his name is his property
2 and that he is the holder in due course.

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4 (3) He claims his Due Process rights were violated as all of his motions and other
5 documents were denied or disregarded.

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7 (4) Pursuant to Title 21 section 853(n), a third-party interest claim was filed in docket
8 numbers 108 and 109, prior to defense counsel being appointed.

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CONCLUSION

10 For the foregoing reasons, the defendant requests his motion to be granted.

11 Dated: June 27, 2023

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By:/S/ *David D. Fischer*
DAVID D. FISCHER
Attorney for Defendant
CHALONER SAINTILLUS